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REMARKS/ARGUMENTS

The Office Action dated October 20, 2006 has been received and reviewed. This response, and accompanying Petition for a One-Month Extension of Time filed herewith, is directed to that action.

The applicants respectfully request reconsideration of the pending claims based on the following remarks.

Objections to the Specification

The Examiner objected to the Title of the Invention as not being descriptive of the claimed invention. The applicants have amended the Title herein to better describe the present invention, thus obviating this objection.

Claim Rejections- 35 U.S.C. §103(a)

The Examiner rejected claims 1-21 under 35 U.S.C. §103(a) as obvious over Lindauer (US 5,139,864) in view of Benko et al. (US 2003/0091466). The Examiner stated that it would have been obvious to a person of ordinary skill in the art to make a vapor releasing article comprising a first phase, a second phase and a third phase, which comprises a barrier between the first and second phases, as taught in Lindauer in view of Benko et al. The applicants respectfully traverse this rejection.

The applicants respectfully submit that a *prima facie* case of obviousness cannot be established because a person of ordinary skill in the art would not be motivated to modify the references to achieve the present invention and because the references as combined do not teach all of the limitations of the present invention. At first, the Examiner acknowledges that Lindauer does not teach a partition wall as in claim 1 or "limbs" as in claim 2, but stated that such limitations are deemed to be simply a matter of engineering design choice, and do not serve to patentably distinguish the present invention. The applicants respectfully submit that these features are not an obvious "design choice", but actually function to aid in commencement of vaporization of the second phase being delayed by the third phase in the present invention.

Therefore, the partition in claim 1, and the "limbs" of claim 2 are not merely obvious "design

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CONDITIONAL PETITION FOR EXTENSION OF TIME

If entry and consideration of the amendments above requires an extension of time, Applicants respectfully request that this be considered a petition therefor. The Assistant Commissioner is authorized to charge any fee(s) due in this connection to Deposit Account No. 14-1263.

ADDITIONAL FEE

Please charge any insufficiency of fees, or credit any excess, to Deposit Account No. 14-1263.

Respectfully submitted,
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